

Union Calendar No. 352

105TH CONGRESS
2^D SESSION

H. R. 3633

[Report No. 105-629, Part I]

To amend the Controlled Substances Import and Export Act to place limitations on controlled substances brought into the United States from Mexico.

IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 1998

Mr. CHABOT (for himself, Mr. MCCOLLUM, Mr. GEKAS, Mr. GRAHAM, Mr. HUTCHINSON, Mr. PORTMAN, Mr. BOEHNER, Mr. SESSIONS, Mr. HUNTER, and Mr. SCHUMER) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

JULY 16, 1998

Reported from the Committee on the Judiciary

JULY 16, 1998

Referral to the Committee on Commerce extended for a period ending not later than July 16, 1998

JULY 16, 1998

Additional sponsors: Mrs. MYRICK, Mr. COBLE, Mr. SOLOMON, and Mr. OXLEY

JULY 16, 1998

Committee on Commerce discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To amend the Controlled Substances Import and Export Act to place limitations on controlled substances brought into the United States from Mexico.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Controlled Substances
 5 Trafficking Prohibition Act”.

6 **SEC. 2. LIMITATION.**

7 (a) AMENDMENT.—Section 1006(a) of the Controlled
 8 Substances Import and Export Act (21 U.S.C. 956(a)) is
 9 amended by striking “The Attorney General” and insert-
 10 ing “(1) Except as provided in paragraph (2), the Attor-
 11 ney General” and by adding at the end the following:

12 “(2) Any individual who enters the United States
 13 through a land border with Mexico with a controlled sub-
 14 stance (except a substance in schedule I) for which such
 15 individual does not possess a prescription written by a
 16 practitioner licensed under the authority of this Act or
 17 documentation which verifies such a prescription and who
 18 meets the requirements of paragraph (1) may bring a con-
 19 trolled substance (except a substance in schedule I) into
 20 the United States but only in an amount—

1 “(A) which is not more than 50 dosage units
2 (as defined by the Attorney General in regulation) of
3 the controlled substances; or

4 “(B) which, in the case of an individual who
5 does not lawfully reside in the United States, is con-
6 sistent with the approximate length of the individ-
7 ual’s stay in the United States as determined by a
8 United States Customs official at the United States
9 border.”.

10 (b) FEDERAL MINIMUM REQUIREMENT.—The re-
11 quirement of the section 1006(a)(2) of the Controlled Sub-
12 stances Import and Export Act, added by the amendment
13 made by subsection (a), is a minimum Federal require-
14 ment and does not limit any State from imposing an addi-
15 tional requirement.

16 (c) EXTENT.—The amendment made by subsection
17 (a) shall not be construed to affect the jurisdiction of the
18 Secretary of Health and Human Services under the Fed-
19 eral Food, Drug, and Cosmetic Act.

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